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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

WILLIAM A. MUNDELL
CHAIRMAN

DOCKETED

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JIM IRVIN
COMMISSIONER

JUN 14 2002

AZ CORP COMMISSION
DOCUMENT CONTROL

MARC SPITZER
COMMISSIONER

DOCKETED BY

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IN THE MATTER OF THE APPLICATION OF
THE ARIZONA DEPARTMENT OF
TRANSPORTATION TO UPGRADE AN
EXISTING CROSSING OF THE BURLINGTON
NORTHERN AND SANTA FE RAILWAY AT
43RD AVENUE AND CAMELBACK IN
PHOENIX, ARIZONA AT M.P. 186.70.

DOCKET NO. RR-02635B-02-0396

PROCEDURAL ORDER

BY THE COMMISSION:

On May 28, 2002, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Burlington Northern and Santa Fe Railway Company ("Railroad") to upgrade an existing crossing at the Railroad's existing tracks at 43rd Avenue and Camelback Road in Phoenix, Arizona.

IT IS THEREFORE ORDERED that the request of ADOT shall be considered an application for the Railroad to upgrade an existing crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

IT IS FURTHER ORDERED that the hearing on the application shall be held on July 11, 2002, at 9:50 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the Arizona Department of Transportation shall provide the Railroad and the City of Phoenix and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

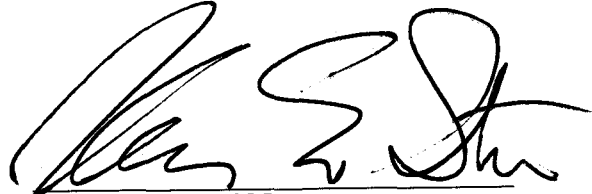
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IT IS FURTHER ORDERED that the Arizona Department of Transportation shall file with the Commission's Docket Control proof of compliance with this Procedural Order concurrently with the mailing of notice ordered herein.

DATED this 14th day of June, 2002.



MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 14th day of June, 2002 to:

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By:


Molly Johnson
Secretary to Mark Stern